

March 10, 2016

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
- a. COMM. 5E-18 (2016)
MILLS: “Letter to Chair of Energy & Environment Committee Regarding Interviews for Commissioner of the EC Water Authority”
(6-0)

b. COMM. 5M-3 (2016)
JEROME D. SCHAD: “Letter of Interest for Commissioner of the EC Water Authority”
(6-0)
2. COMM. 3E-11 (2016)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for the East Aurora Wastewater Treatment Plant Tank No. 1 Air Line Replacement Project, Erie County Sewer District No.8, Contract No. 16 at 10:00 a.m. on March 3, 2016:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 16	Hohl Industrial Services, Inc. 770 Riverview Blvd. Tonawanda, NY 14150	\$297,300.00

; and

WHEREAS, the aforementioned lowest responsible bidder is recognized as a reputable contractor capable of completing this project; and

WHEREAS, the Division of Sewerage Management has determined that this project is a Type II action in accordance with 6NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law; and

WHEREAS, there are adequate cash reserves in Erie County Sewer District No.8 Capital Reserve Account C.11801.

NOW, THEREFORE, BE IT,

RESOLVED, that the East Aurora Wastewater Treatment Plant Tank No.1 Air Line Replacement Project, Erie County Sewer District No.8, Contract No. 16 be awarded as follows

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 16	Hohl Industrial Services, Inc. 770 Riverview Blvd. Tonawanda, NY 14150	\$297,300.00

; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder, subject to approval as to form by the County Attorney's office and approval as to content by the Commissioner of Environment and Planning; and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate \$297,300.00 from Sewer Capital, Erie County Sewer District No.8, Account C.00071 for Contract No. 16; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized and directed to transfer \$300,000.00 from Erie County Sewer District No.8 Capital Reserve Account C.11801 to Sewer District No.8 Capital Account C.00071 and establish the budgets necessary to facilitate the transfer; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized to increase estimated revenue and appropriations in Erie County Sewer District No.8 Capital Account C.00071 by \$300,000.00 for this project; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the Director of Budget and Management, the County Comptroller, Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10th Floor.
(6-0)

3. COMM. 4E-12 (2016)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the County of Erie advertised for and received responses to a Request for Proposals from consulting firms to perform professional services associated with the Erie County Sewer District No. 3 - Flow Monitoring and I/I Quantification Project; and

WHEREAS, the completion of flow monitoring and I/I quantification will assist Erie County Sewer District No. 3 in making informed decisions relative to collection system work and regulatory requirements; and

WHEREAS, the project has been awarded a \$100,000.00 grant from the New York State Department of Environmental Conservation; and

WHEREAS, Erie County Sewer District No.3 has adequate cash in its capital reserve account C. 00007 to fund the local share of this project; and

WHEREAS, a review committee was established to evaluate all responses to the County's Request for Proposals for this project, using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends Arcadis of New York, Inc. (Arcadis) to complete the requested consulting services; and

WHEREAS, the Division of Sewerage Management has determined that this proposed project is a Type II action in accordance with 6 NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law.

NOW, THEREFORE, BE IT,

RESOLVED, that Arcadis be retained to perform professional services associated with the Erie County Sewer District No. 3- Flow Monitoring and I/I Quantification Project for the Division of Sewerage Management; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with Arcadis, 50 Fountain Plaza, Suite 600, Buffalo, New York 14202 for professional services associated with this project in an amount not to exceed \$180,000.00, subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's Office; and be it further

RESOLVED, that the County Director of Budget and the County Comptroller be authorized to establish a Capital Project in "ECSD No. 3 Flow Monitoring .2M" in Erie County Sewer District No. 3 (C.16301) with budgeted Appropriations and estimated Revenues as follows:

Appropriations	
Estimated Revenue	\$200,000
Transfer in Capital Reserve	\$100,000
Grant NYSDEC	\$100,000

RESOLVED, that the Director of Budget and the County Comptroller be authorized to transfer \$100,000 from Erie County Sewer District No. 3 capital reserve account C.00007 to Erie County Sewer District No. 3 Capital Project C.16301 and to establish all budgetary accounts as necessary to facilitate the transfer of \$100,000; and be it further

RESOLVED, that the Clerk of the Legislature shall send one (1) certified copy each to the County Executive, the Erie County Director of Budget and Management, the Erie County Comptroller, Kristen Walder, Assistant County Attorney; and send two (2) certified copies of this resolution to Joseph Fiegl, P.E., Division of Sewerage Management.
(6-0)

4. COMM. 5E-16 (2016)
COUNTY EXECUTIVE **AS AMENDED**
WHEREAS, the County Executive has made an appointment to the Erie County Sewer District No. 3 Board of Managers pursuant to the power vested to him by Article 5-A of the County Law and Section 2204 of the County Charter.

NOW, THEREFORE, BE IT

RESOLVED, that the following appointment to the Erie County Sewer District No. 3 Board of Managers is hereby confirmed:

Erie County Sewer District No. 3 Mr. Emery Wittmeyer (Appointment) 4295 South Buffalo St Orchard Park, NY 14127	Term Expires 12/31/17
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RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, the Board of Managers, the appointee and Joseph Fiegl, P.E. - Deputy Commissioner of the Department of Environment and Planning.
(6-0)

TED B. MORTON
CHAIR